

**BEFORE THE ADMINISTRATIVE HEARING COMMISSION
STATE OF MISSOURI**

DOUGLAS M. OMMEN, Director)
Department of Insurance, Financial)
Institutions & Professional Registration)
State of Missouri,)

Petitioner,)

vs.)

THOMAS CHARLES MCGEE, SR.,)
a/k/a THOMAS E. ROWE, JR.,)

Respondent.)

Serve at:)
9404 East 68th Terrace)
Raytown, Missouri 64133)

Or)
3620 Independence Avenue)
Kansas City, Missouri 64124)

Or)
5619 East 56th Street)
Kansas City, Missouri 64130)

FILED

APR 21 2008

ADMINISTRATIVE HEARING
COMMISSION

Case No.: C070907351

COMPLAINT

Douglas M. Ommen, Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration, through counsel, complains and requests the Administrative Hearing Commission find that cause exists for disciplinary action against Respondent, Thomas Charles McGee, Sr. (a/k/a Thomas E. Rowe, Jr.), because:

INFORMATION RELEVANT TO ALL COUNTS

1. Petitioner is the Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration, whose duties include, pursuant to chapters 374 and 375, RSMo, the regulation, supervision, and discipline of bail bond agents.

2. The Missouri Department of Insurance, Financial Institutions, and Professional Registration (hereinafter "the Department"), issued a bail bond agent license to Thomas Charles McGee, Sr. (a/k/a Thomas E. Rowe, Jr.), ("Respondent"), on March 10, 2004, with an expiration date of March 10, 2007 (License No. BB325857). Such license expired and Respondent has not filed an application with the Department to renew his bail bond agent license.

3. The Commission has jurisdiction over this Complaint pursuant to section 621.045, RSMo.

COUNT I

4. Respondent entered a plea of guilty, within the past 15 years in a criminal prosecution under a state or federal law for a felony, prior to the date the Department issued his license. Such is grounds for discipline of Respondent's bail bond agent license pursuant to section 374.755.1(2), RSMo. The facts are as follows:

- a. On April 14, 2000, the prosecuting attorney for Jackson County, Missouri, charged that Respondent was in violation of section 569.040, RSMo, the class "C" felony of **Attempted Arson in the First Degree**.
- b. The Indictment alleged that on or about February 23, 2000, in Jackson County, Missouri, Respondent saturated the hallway of a residence and Respondent threatened to start the fire at a time when persons were present in the residence and thereby recklessly placed such persons in danger of death or serious physical injury. The Indictment further alleged that such conduct was a substantial step toward the commission of the crime of **Arson in the First Degree** and was done for the purpose of committing such **Arson in the First Degree**.

- c. On February 20, 2001, in the Circuit Court of Jackson County, Missouri, (Case No. CR00-01579), Respondent entered a plea of guilty to the class "C" felony of **Attempted Arson in the First Degree**. Respondent was sentenced to seven (7) years imprisonment.
- d. On June 9, 1997, the prosecuting attorney for Jackson County, Missouri, charged that Respondent was in violation of section 570.030, RSMo, the class "C" felony of **Stealing** and section 575.040, RSMo, the class "C" felony of **Perjury**.
- e. The Indictment alleged that on or about September 11, 1996, in Jackson County, Missouri, Respondent appropriated a cellular telephone, a radar detector and a briefcase of a value of at least one hundred fifty dollars (\$150.00), which said property was owned by Raymond Fitzwater, and Respondent appropriated such property without Mr. Fitzwater's consent and with the purpose to deprive him thereof.
- f. The Indictment further alleged that on or about October 31, 1996, in Jackson County, Missouri, while a witness under oath legally administered by William Ely in Division 2 of the Circuit Court of Jackson County during a criminal plea involving a felony charge, with the purpose to deceive, Respondent knowingly testified falsely to a material fact by stating his name was Timothy C. Grother and subsequently plead guilty to stealing and was placed on two (2) years probation.
- g. On June 9, 1997, Respondent entered a plea of guilty to the class "C" felonies of **Stealing and Perjury**. The Jackson County Circuit Court sentenced Respondent to five (5) years imprisonment for the felonies, however execution of said sentence was suspended and Respondent was placed on three (3) years probation.

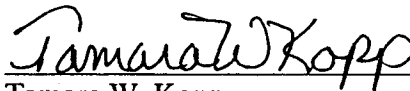
COUNT II

5. Such conduct, alleged in Count I, constitutes a violation of any provision of or any obligation imposed by the laws of this state, and is grounds for discipline of Respondent's bail bond agent license pursuant to section 374.755.1(6), RSMo. The facts are as follows:

- a. Petitioner realleges and incorporates the facts alleged in Count I of this Complaint, as though fully stated here.

WHEREFORE, based on the foregoing, Petitioner respectfully requests the Commission make findings of fact and conclusions of law stating that Petitioner has established cause to discipline Respondent's bail bond agent license pursuant to section 374.755.1(2), RSMo.

Respectfully submitted,



Tamara W. Kopp

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ATTORNEY FOR PETITIONER

Douglas M. Ommen, Director

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